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Entered - 12/29/99 - sb
CL99L0893 - DIANNE C. MITCHELL
00-0147

CLAIM OF: STATE FARM INSURANCE
COMPANIES AS SUBROGEE
OF PAMELA DENT
11350 Johns Creek Parkway
Duluth, Georgia 30098-0001

For damages alleged to have been sustained as a result
of a vehicular accident on August 5, 1999 at Harwell
and Kingston Roads.

BY PUBLIC SAFETY AND LEGAL
ADMINISTRATION COMMITTEE:

FAVORABLE REPORT
COM. *Public Safety*
DATE *2/15/2000*
W. La. Henderson
Robert D. Wells
Darryl Lewis
Carol Wells

BE IT RESOLVED by the Council of the City of
Atlanta that the action of the Department of Law be
approved in authorizing payment to STATE FARM
INSURANCE COMPANIES AS SUBROGEE OF
PAMELA DENT the sum of \$1,000.00 in full
settlement and satisfaction of all claims, past, present
and future, of every kind and character for damages
alleged to have been sustained as a result of a
vehicular accident on August 5, 1999 at Harwell and
Kingston Roads as is more particularly set forth in the
within claim; said sum taken from and charged to
account LA01/529017/T31001, Settlement of Suits and
Claims, Department of Law.

APPROVED: SUSAN PEASE LANGFORD
CITY ATTORNEY

BY: *Rosalind Rubens Newell*
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY
ADOPTED BY

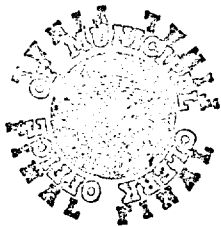
FEB 21 2000

COUNCIL

CERTIFIED
FEB 21 2000
John M. Evans
COUNCIL PRESIDENT PROTEM

CERTIFIED
FEB 21 2000
Rosalind Rubens Newell
MUNICIPAL CLERK

APPROVED
MAR - 1 2000
WITHOUT SIGNATURE
BY OPERATION OF LAW



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

00-R-0147

A RESOLUTION

**BY PUBLIC SAFETY &
LEGAL ADMINISTRATION COMMITTEE**

BE IT RESOLVED BY the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **State Farm Insurance Companies as subrogee of Pamela Dent** the sum of **\$1000.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained as a result of **a vehicular accident on August 5, 1999 at Harwell and Kingston Roads** as is more particularly set forth in the within claim; said sum taken from and charged to Account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy,

Rhonda Daughin Johnson
Municipal Clerk, CMC

**ADOPTED by the Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403**

February 21, 2000

March 01, 2000

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 99L0893

Date: February 3, 2000

Claimant /Victim PAMELA DENT
BY: (Ins. Co.) State Farm Insurance Companies
Address: 11350 Johns Creek parkway, Duluth, Georgia 30098-0001
Subrogation: X Claim for Property damage \$ 2,097.48 Bodily Injury \$ _____
Date of Notice: 12/29/99 Method: Written, proper X Improper _____
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 08/05/99 Place: Harwell and Kingston Roads
Department Police Bureau: _____ Division _____
Employee involved Jeffery Hensol Disciplinary Action: Pending

NATURE OF CLAIM: The driver of the City vehicle backed into the claimant's vehicle causing damages in the above amount.

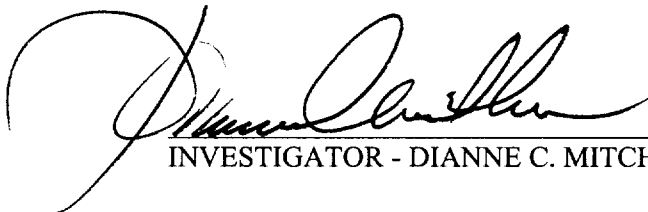
INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____
Pictures _____ Diagrams _____ Reports: Police X Dept Report _____ Other _____
Traffic citations issued: City Driver X Claimant Driver _____
Citation disposition: City Driver _____ Claimant Driver _____

BASIS OF RECOMMENDATION:

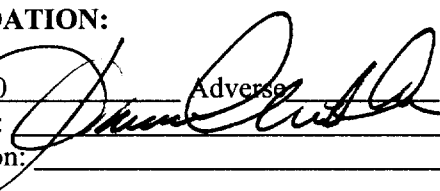
Function: Governmental X Ministerial _____
Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable _____
City not involved _____ Offer rejected _____ Compromise settlement X
Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____
Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,



INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ 1,000.00 Adverse _____ Account charged: 1A01 X 2J01 _____ 2H01 _____
Claims Manager:  Concur/date 02-03-00
Committee Action: _____ Council Action _____

State Farm Insurance Companies



RECEIVED DEC 29 1999

December 8, 1999

ENTERED - 12-29-99 - SB
99L0893 - DIANNE MITCHELL

Auto Claim Central - Subrogation U
11350 Johns Creek Parkway
Duluth, GA 30098-0001

City of Atlanta
675 Ponce De Leon Avenue
Atlanta, GA 30308

Mitchell
12/29/99
DW

RE: Our Claim Number: 11-3326-205
Our Insured: Pamela Dent
Date of Loss: August 5, 1999
Total Amount of Loss: 2097.48
Our Payment: 1772.03
Insured's Payment: 325.45
Your File Number:
Your Policy Number:
Your Insured: City of Atlanta
675 Ponce De Leon Avenue
Atlanta, GA 30308
Driver of Your Vehicle: Jeffrey Hensol

SUBROGATION CLAIM

We have been informed that you are the insurance carrier for the party designated as your insured in the caption of this letter.

Our investigation establishes that your insured was responsible for the damage to our policyholder's vehicle as a result of the accident on the date indicated.

Please accept this letter as a notice of our subrogation rights and communicate with us in regard to your position in the matter.

If you have any questions, please call us at the number below between the hours of 7:00 A.M. and 5:00 P.M. Monday through Friday. Whenever you call, anyone on our team will be available to assist you.

Sincerely,

Cindy

Cindy Usher, Team 13
Claim Expediter
(770) 418-5285

State Farm Mutual Automobile Insurance Company

GENERAL RELEASE AND INDEMNIFICATION

CLAIM NUMBER 99L0893

\$ 1,000.00

IN CONSIDERATION of the sum of ONE THOUSAND AND NO/100
 DOLLARS, to be paid to me by the CITY OF ATLANTA, the future receipt of which is hereby
acknowledged, I do hereby, for myself, my heirs, executors, administrators, and assigns, release and forever
discharge said City, its officers and employees, including but not limited to Jeffery Hensol, from any and all
claims, demands, actions, causes of action, suits, damages, loss and expenses, of whatsoever kind or nature for or
on account of anything that has heretofore occurred, and particularly for or on account of a vehicular accident
which occurred on or about the 5th day of August, 1999,
at or near Harwell and Kingston Roads

It is further understood and agreed that the payment of the above named sum is not to be considered as an
admission on the part of the City, its officers, agents, servants or employees, of any liability whatsoever and the
undersigned further covenants and agrees to indemnify and hold harmless the City of Atlanta, its officers, agents,
servants and employees, from any and all claims, damages or costs which the said City of Atlanta, its officers,
agents, servants and employees, may be called upon to make as a result of the event hereinbefore referred to.

And I now state that the only consideration for my signing this release and indemnification is the payment
of the sum stated above; that no other promise or agreement of any kind or nature has been made to or with me by
said City or its agents to cause me to sign this release, and that I fully understand the meaning and intent of this
instrument.


WITNESS my hand and seal this 31st day of Jan., 19 2000.




**STATE FARM INSURANCE COMPANY AS
SUBROGEE OF PAMELA DENT** (LS)

The above release was read and explained to, and signed by the said _____

_____ in our presence on the date above written.





Witnesses

00-*R*-0147

RCS# 1771
2/21/00
2:37 PM

Atlanta City Council

Regular Session

CONSENT AGENDA PAGES (1 - 9)

ADOPT

YEAS:	15	SEE ATTACHED LISTING OF ITEMS ADOPTED/ADVERSED ON CONSENT AGENDA
NAYS:	0	
ABSTENTIONS:	0	
NOT VOTING:	1	
EXCUSED:	0	
ABSENT	0	

Y McCarty	Y Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	Y Morris	Y Maddox	Y Alexander
Y Winslow	Y Muller	Y Boazman	NV Pitts

ITEMS REMOVED FROM
CONSENT AGENDA
00-O-0122
00-O-0123
00-R-0202
00-R-0020

00-O-0212 - Councilmember
Boazman Abstained

**ITEMS ADOPTED ON
CONSENT AGENDA**

1. 99-O-2072
2. 99-O-2073
3. 00-O-0127
4. 00-O-0124
5. 00-O-0126
6. 00-O-0066
7. 00-O-0125
8. 00-O-0211
9. 00-O-0212 *
10. 00-O-0213
11. 00-O-0207
12. 00-R-0220
13. 00-R-0196
14. 00-R-0209
15. 00-R-0180
16. 00-R-0176
17. 00-R-0174
18. 00-R-0145
19. 00-R-0146
20. 00-R-0147
21. 00-R-0148
22. 00-R-0149
23. 00-R-0150
24. 00-R-0151
25. 00-R-0152
26. 00-R-0153
27. 00-R-0154
28. 00-R-0155
29. 00-R-0156
30. 00-R-0157
31. 00-R-0158
32. 00-R-0159
33. 00-R-0160

**02/21/00 Council Meeting
ITEMS ADVERSE ON
CONSENT AGENDA**

34. 00-R-0161
35. 00-R-0162
36. 00-R-0163
37. 00-R-0164
38. 00-R-0165
39. 00-R-0166
40. 00-R-0167
41. 00-R-0168
42. 00-R-0169
43. 00-R-0170
44. 00-R-0171
45. 00-R-0172
46. 00-R-0173
47. 00-R-0175

* Councilmember Boazman
abstained from voting on item 00-
O-0212.